
A BILL FOR AN ACT

RELATING TO AGING.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that the policy advisory
2 board for elder affairs has a majority of members who are elders
3 and others who live on the neighbor islands. This contributes
4 to the difficulty of meeting current quorum requirements for
5 meetings because, per the state sunshine law, meetings cannot be
6 held or minutes approved without quorum. Additionally, because
7 there is no specific statutory definition of quorum for the
8 policy advisory board for elder affairs, the default quorum is
9 set at fifty per cent of members plus one.

10 The purpose of this Act is to require the policy advisory
11 board for elder affairs to establish quorum requirements through
12 its bylaws and post its bylaws on the executive office on
13 aging's website.

14 SECTION 2. Section 349-4, Hawaii Revised Statutes, is
15 amended by amending subsection (a) to read as follows:

16 "(a) There shall be a policy advisory board for elder
17 affairs, appointed by the governor under section 26-34. The



1 board shall advise the director in but not limited to the
2 following areas:

- 3 (1) The identification of issues and alternative
4 approaches to solutions;
- 5 (2) The development of position statements and papers;
- 6 (3) Advocacy and legislative actions; and
- 7 (4) Program development and operations.

8 The board shall consist of not less than fifteen nor more than
9 twenty-one members, a majority of whom are over sixty years of
10 age and who shall be selected on the basis of their interests
11 and knowledge in and their ability to make contributions to the
12 solution of problems relating to aging, and shall include at
13 least one member from the county of Hawaii, one member from the
14 county of Maui, one member from the county of Kauai, and one
15 member from the city and county of Honolulu. There may be up to
16 ten members who shall serve as ex officio[+], [+] nonvoting
17 members and may consist of the heads of the following agencies
18 that provide services or programs affecting elders: health,
19 human services, education, labor and industrial relations,
20 commerce and consumer affairs, University of Hawaii,
21 transportation, the state retirement system, and, by invitation,



1 the Hawaii representatives of the United States Department of
2 Health and Human Services and the Social Security
3 Administration. Ex officio members may delegate their board
4 responsibilities to another member of their agency. Of the non
5 ex officio members, one-third of the members shall be appointed
6 for the term of four years, one-third for the term of three
7 years, and one-third for the term of two years; and thereafter
8 the terms of office of each member shall be four years. The
9 members shall serve without compensation, but shall be paid
10 their necessary expenses in attending meetings and carrying out
11 the responsibilities of the board. The chairperson shall be
12 elected annually from the nongovernmental members of the board.
13 There shall be not less than twelve meetings of the board each
14 year. The board shall establish quorum requirements through its
15 bylaws; provided that a majority of the currently serving
16 members, but in no event fewer than eight members, shall
17 constitute quorum. The board shall make its bylaws available to
18 the public on the executive office on aging's website."

19 SECTION 3. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.

21 SECTION 4. This Act shall take effect on July 1, 2019.



Report Title:

Kupuna Caucus; Policy Advisory Board for Elder Affairs; Quorum;
Bylaws

Description:

Requires the Policy Advisory Board for Elder Affairs to establish in its bylaws that quorum shall be a majority, but no fewer than eight, currently serving members of the Board and post its bylaws on the Executive Office on Aging's website.
(SD1)

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